

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

FILED *up*
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U.S. DISTRICT COURT
N.D. OF ALABAMA

UNITED STATES OF AMERICA

v.

ERIC ROBERT RUDOLPH

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CR -00-S-0422-S

PROFFER FOR DETENTION

Comes now the United States of America, by and through its counsel, ALICE H. MARTIN, United States Attorney, William R. Chambers, Jr., and Robert Joe McLean, Assistant United States Attorneys, and submits the following proffer in the above-styled case in order to support the detention of Eric Robert Rudolph:

1. Pursuant to Title 18, United States Code , Section 3142, the Government submits that the defendant Eric Robert Rudolph is a danger to the community, a risk of flight, has been charged with a crime of violence and with an offense for which the maximum sentence is life imprisonment or death;
2. Given the nature of the crimes charged, a crime of violence and the use of an explosive device, there is a statutory presumption of detention (Title 18, United States Code, Section 3142(e));
3. A copy of the indictment in the above-styled case is attached hereto as Government's Exhibit 1 (GX 1) to establish probable cause for the commission of the offenses set out above and therefore supporting detention;

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4. The Government further proffers that defendant Eric Robert Rudolph has been a fugitive from justice from January 30, 1998, to the date upon which he was arrested, May 31, 2003, thus establishing the risk of flight prong pursuant to Title 18, United States Code , Section 3142. The Government therefore submits that the evidence of defendant Eric Robert Rudolph's flight establishes that there are no conditions nor combination of conditions to reasonably assure his appearance in court as required under Title 18, United States Code , Section 3142(e).

Respectfully submitted this the 9th day of June, 2003.

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United States Attorney

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